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11 **Attorneys for Defendant,**
12 **STATE FARM MUTUAL AUTOMOBILE**
13 **INSURANCE COMPANY**

14 UNITED STATES DISTRICT COURT

15 DISTRICT OF NEVADA

16 JOSEPHINE A. KISSEL, Plaintiff,

17 vs.

18 STATE FARM MUTUAL AUTOMOBILE
19 INSURANCE COMPANY; DOES I-X, and
20 ROE CORPORATIONS I-X, inclusive,

21 Defendant.

22 Case No: 2:14-cv-2170-LDG-CWH

23 **STIPULATION AND ORDER FOR**
24 **DISMISSAL OF EXTRA-CONTRACTUAL**
25 **(BAD FAITH AND PUNITIVE DAMAGES)**
26 **CLAIMS, TO REMAND MATTER TO**
27 **STATE COURT AND FILE AMENDED**
28 **COMPLAINT**

29 IT IS HEREBY STIPULATED by and between Plaintiff, JOSEPHINE A. KISSEL, by and
30 through her attorney of record, ELAINE H. MARZOLA, ESQ. of the RICHARD HARRIS LAW
31 FIRM and Defendant, STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY, by and
32 through its attorney, JENNIFER INSLEY MICHERI, ESQ., of the law firm of DENNETT
33 WINSPEAR, LLP, that Plaintiffs' claims for extra-contractual (bad faith), punitive damages, and
34 any other claims involving claims outside of the contractual relationship between State Farm and
35 JOSEPHINE KISSEL are hereby dismissed, with prejudice.

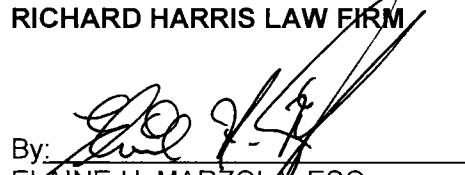
36 IT IS FURTHER STIPULATED and agreed that this matter be remanded, by agreement,
37 for resolution of the contractual to Nevada State Court, and Plaintiff will file an Amended
38 Complaint devoid of any averments or claims for any extra-contractual (bad faith), punitive
39 damages, and/or any other claims involving claims outside of the contractual relationship
40 between State Farm and Josephine Kissel, and Defendant will file an Answer thereto.



1 Both sides acknowledge that each side will bear their own attorneys' fees and costs as it
2 relates to the litigation thus far completed, and that further orders and decisions shall be entered
3 and effective through the Nevada State Court upon remand.

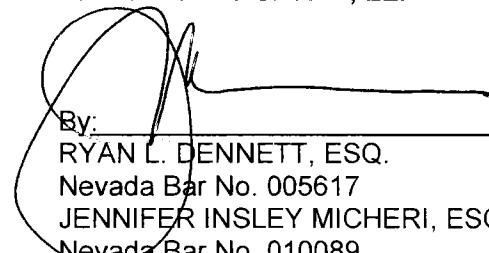
4 DATED this 26th day of August, 2015.

5 **RICHARD HARRIS LAW FIRM**

6
7 By: 
8 ELAINE H. MARZOLA, ESQ.
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Attorneys for Plaintiff,
Josephine A. Kissel

5 DATED this 26 day of July, 2015

6 **DENNELL WINSPEAR, LLP**

7
8 By: 
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Attorneys for Defendant, STATE FARM
MUTUAL AUTOMOBILE INSURANCE CO.

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14
15 **ORDER**

16 Good Cause appearing therefore, **IT IS SO ORDERED.**

17 DATED this 4 day of September, 2015.

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Lloyd D. George
21 Sr. U.S. District Judge
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